

IDAHO DEPARTMENT OF WATER RESOURCES
Water Permit 63-33401

3/7/2023

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAYNE THORNTON 3224 SWAN FALLS RD KUNA, ID 83634-1732 (208) 631-6998
Current Owner	LORI THORNTON 3224 SWAN FALLS RD KUNA, ID 83634 (208) 922-4658
Representative	HDR INC C/O LORI GRAVES 300 E MALLARD DR STE 350 BOISE, ID 83706-6660 (208) 383-4140

Priority Date: 7/12/2010

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.820 CFS	
	<u>Total Diversion</u>		0.820 CFS	

Source and Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 34, Twp 02N, Rge 01E, ADA County
GROUND WATER	NESE	Sec. 3, Twp 01N, Rge 01E, ADA County
GROUND WATER	SENE	Sec. 3, Twp 01N, Rge 01E, ADA County
GROUND WATER	L1(NENE)	Sec. 3, Twp 01N, Rge 01E, ADA County

Place Of Use:

IRRIGATION within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01E	34									24.0	12.0	26.9	40.0					102.9

POU Total Acres: 102.9

Conditions of Approval:

- 26A Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
- 046 Right holder shall comply with the drilling permit requirements of Section 42-

SCANNED

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3. 004 235, Idaho Code and applicable Well Construction Rules of the Department. This right does not grant any right-of-way or easement across the land of another.
4. 121 The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
5. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
6. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used on the land with an appurtenant surface water right(s) without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. WB7 This right when combined with all other rights shall not exceed a combined annual maximum diversion volume of 463.0 af at the field headgate for the place of use.
9. 069 Failure of the right holder to comply with any condition of approval is cause for the Director to cancel this permit.
10. 196 The right holder shall install or construct a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.
11. 073 Diversion and use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this right.
12. The right holder shall install a measuring device(s) acceptable to the Department. The measuring device(s) shall be capable of displaying diversion flow rate and totalized volume measurement for the place of use. The right holder shall record the flow rate and volume measurements monthly for any calendar year in which water is diverted and used in connection with this right until notified by the Department. The records shall be made available to the Department upon request.
13. One point of diversion (well) authorized for this right shall include a measuring device or other suitable method to allow measurement of the static water level in the well. Water level measurements shall be made monthly throughout the year from the beginning of the diversion and use of water in connection with this right until notified by the Department. The records shall be made available to the Department upon request.
14. Proof of application of water to beneficial use shall be submitted no sooner than February 1, 2018 and no later than February 1, 2019. A report with no less than four (4) years of diversion measurement and aquifer level water monitoring data shall be submitted in connection with the filing proof of beneficial use. Submittal of a proof of beneficial use statement without the

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required report will not be accepted by the Department and may result in
cancellation of the permit.

Comments:

1	rsommer	1/28/2014	POD
Updated Shape			
2	rsommer	1/28/2014	POU
Updated Shape			
3	dblock	1/18/2019	Extension of Time
Extension request filed and granted based on due diligence. Proof due extended to February 1, 2024. More extensions are allowed for due diligence based on irrigation of 100 acres or more.			
4	jhersley	3/7/2023	POU
Updated Shape			
5	jhersley	3/7/2023	Split Right
Split into 63-33401 & 63-35381 due to change in ownership to Idaho Power.			

Dates and Other Information:

Permit Proof Due Date: 2/1/2024
Permit Approved Date: 1/30/2014
Owner Name Connector: AND/OR
Water District Number: TBD
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

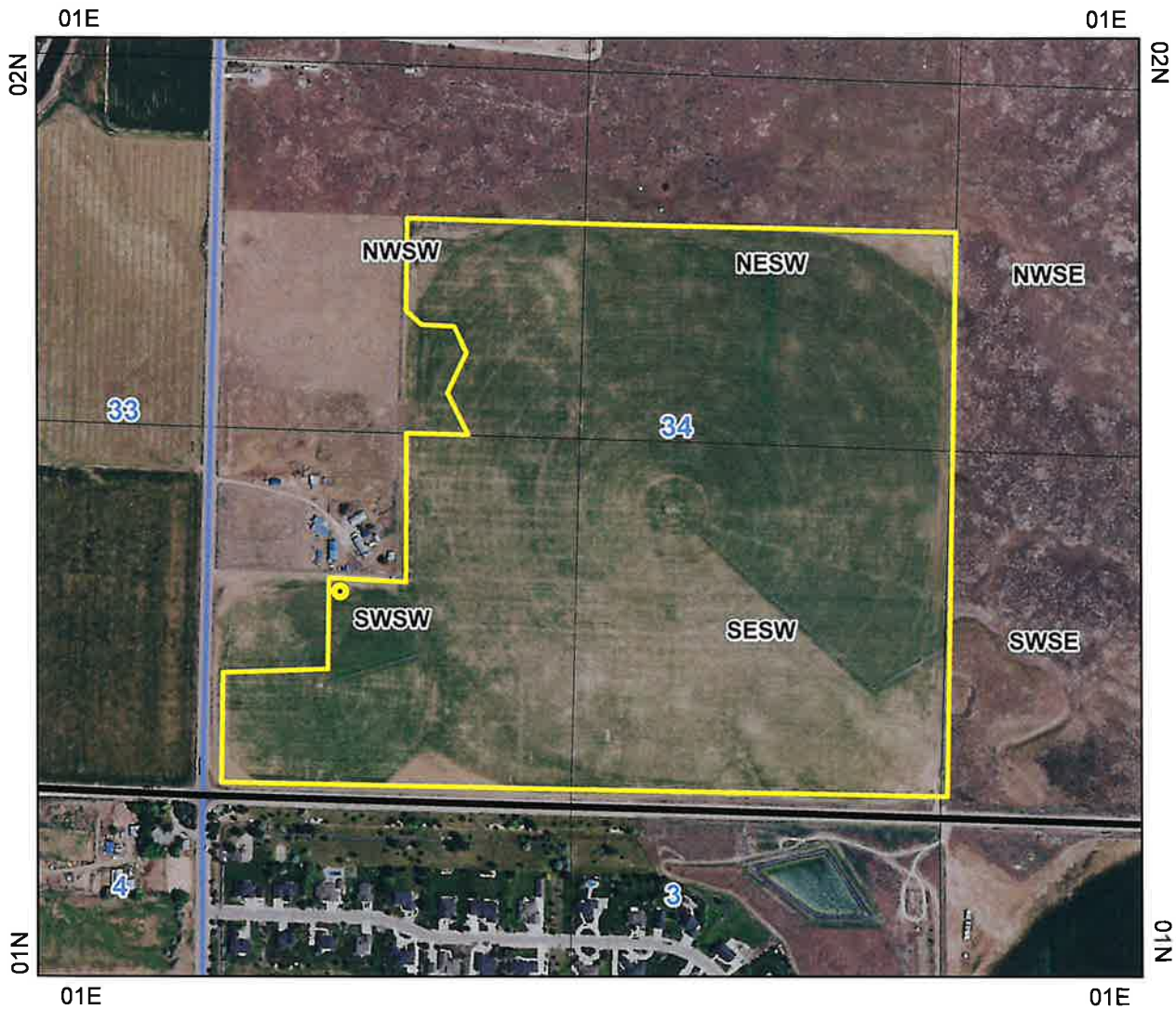
N/A

Water Supply Bank:

N/A

SCANNED
MAR 06 2023

State of Idaho
Department of Water Resources
Permit to Appropriate Water
63-33401



0 0.075 0.15 0.3 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion



SCANNED

JAN 06 2023

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Before Split

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Priority Date: 7/12/2010

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.840 CFS	
	<u>Total Diversion</u>		0.840 CFS	

Source and Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 34, Twp 02N, Rge 01E, ADA County
GROUND WATER	NESE	Sec. 3, Twp 01N, Rge 01E, ADA County
GROUND WATER	SENE	Sec. 3, Twp 01N, Rge 01E, ADA County
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Place Of Use:

IRRIGATION within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01E	34									24.0	12.0	30.0	40.0					106.0

POU Total Acres: 106.0

Conditions of Approval:

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Generic Max Volume Per Acre: 4.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

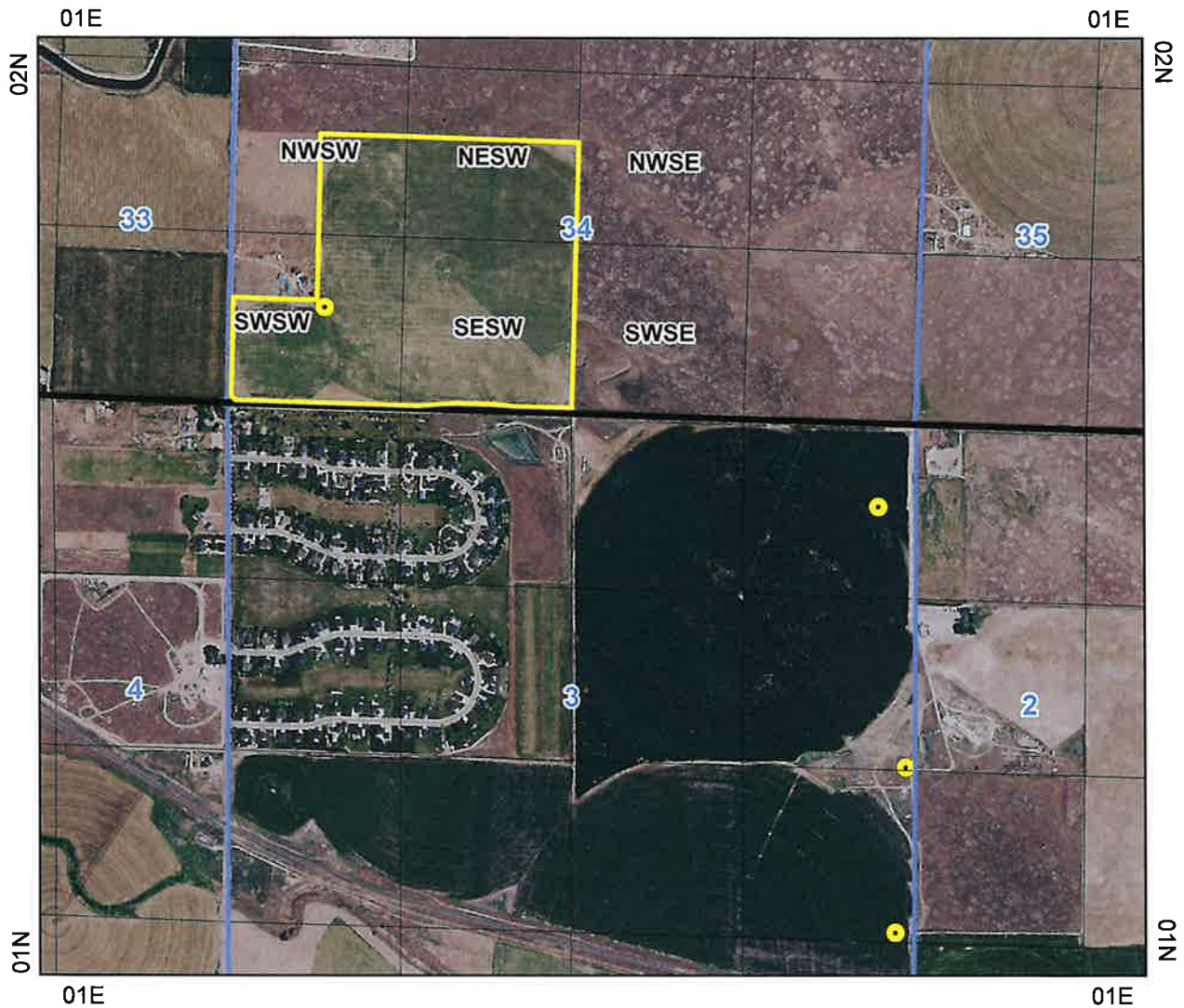
N/A

Water Supply Bank:

N/A

SCANNED
MAR 06 2023

State of Idaho
Department of Water Resources
Permit to Appropriate Water
63-33401



0 0.15 0.3 0.6 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion

SCANNED
MAR 06 2023

RECEIVED

OCT 17 2022

WATER RESOURCES
WESTERN REGION

RECEIVED

MAR 06 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPARTMENT OF
WATER RESOURCES

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-32112	Yes ☒	Yes ☐			☐
63-33399	Yes ☒	Yes ☐	63-32112 split into 63-32112 & 63-35379		☐
63-33401	Yes ☒	Yes ☐	63-33399 split into 63-33399 & 63-35380		☐
	Yes ☐	Yes ☐	63-33401 split into 63-33401 & 63-35381		☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Layne Thornton and Lori Thornton
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Idaho Power Company
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- PO Box 70 Boise ID 83707
Mailing address City State Zip
(208) 388-2602 KDavis2@idahopower.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: September 1, 2022
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 63-32112

8. Signature: Krista Davis Senior Manager 10/10/2022
 Signature of new owner/claimant Title, if applicable Date
Krista Davis
 Print name

Signature: _____ Title, if applicable _____ Date: MAR 06 2023
 Signature of new owner/claimant _____
 Print name _____

For IDWR Office Use Only:

Received by CE Date 10/17/2022 Receipt No. W050629 Receipt Amt. \$300.00
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by _____ Processed by [Signature] Date 3-7-23

SCANNED